

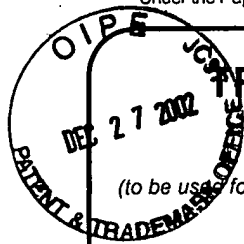
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PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

|                        |                   |
|------------------------|-------------------|
| Application Number     | 10/002,712        |
| Filing Date            | November 1, 2001  |
| First Named Inventor   | Hartman, James J. |
| Group Art Unit         | 1623              |
| Examiner Name          |                   |
| Attorney Docket Number | 020552-003723US   |

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Total Number of Pages in This Submission

## ENCLOSURES (check all that apply)

- |  |   |  |
|--|---|--|
| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment / Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Response to Missing Parts/ Incomplete Application<br><input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Assignment Papers (for an Application)<br><input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input checked="" type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address (with Schedule A attachment)<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) | <input type="checkbox"/> After Allowance Communication to Group<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br>Return Postcard, Statement 3.73b (with Schedule A attachment) |
|--|---|--|

Remarks

The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

|                          |   |                 |
|--------------------------|---|-----------------|
| Firm and Individual name | Townsend and Townsend and Crew LLP<br>Scott L. Ausenhus | Reg. No. 42,271 |
| Signature                |   |                 |
| Date                     | December 17, 2002                                       |                 |

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on this date:

December 17, 2002

|                       |                      |      |                   |
|-----------------------|----------------------|------|-------------------|
| Typed or printed name | Allison D. Frederick | Date | December 17, 2002 |
| Signature             |                      |      |                   |

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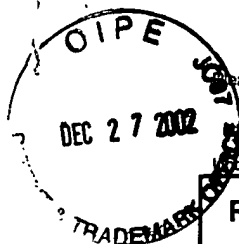


**SCHEDULE A for Transfer USPTO Formal Documents**

| ATTORNEY<br>DOCKET | APPLICATION/<br>PATENT NUMBER | FILING/ISSUE<br>DATE | PRIORITY<br>INFORMATION | ASSIGNMENT INFO         |
|--------------------|-------------------------------|----------------------|-------------------------|-------------------------|
| 020552-003723US    | 10/002,712                    | 11/01/01             | Con of 09/539,164       | Reel 011126, Frame 0764 |

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PTO/SB/81 (02-01)

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|   |                                  |   |
|---|----------------------------------|---|
| <b>REVOCATION AND POWER OF ATTORNEY OR AUTHORIZATION OF AGENT</b> | <b>Application/Patent Number</b> | <b>As sent forth on the attached Schedule A</b> |
|   | <b>Filing/Issue Date</b>         |   |
|   | <b>Attorney Docket Number</b>    |   |

I hereby appoint:

☒ Practitioners at Customer Number

20350

Place Customer  
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Label here

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

**AND**

I hereby revoke all previous powers of attorney or authorizations of agent given as set forth for application identified above.

Please change the correspondence address for the above-identified application to:

☒ The above-mentioned Customer Number.

OR

☐ Practitioners at Customer Number

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| Address  |  |       |  |     |  |
| City   |  | State |  | ZIP |  |
| Country  |  |       |  |     |  |
| Telephone  |  | Fax   |  |     |  |

I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.

Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).

**SIGNATURE of Applicant or Assignee of Record**

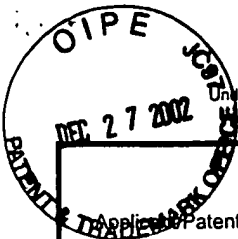
|           |               |
|-----------|---------------|
| Name      | JAMES S. ABAY |
| Signature |               |
| Date      | OCT 15, 2002  |

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☐ \*Total of \_\_\_\_\_ forms are submitted.

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**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: Heidenreich, et al.

Application No./Patent No.: As set forth on the attached Schedule A  
Schedule A

Filed/Issue Date: As set forth on the attached

Cytokinetics Inc., a corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office. A copy of the assignment is attached hereto, or was recorded as set forth on the attached Schedule A.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

2. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

3. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.8]

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

10-15-02

Date

James Sabry  
Signature

JAMES SABRY

Typed or printed name

Oct 15, 2002

Title

CEO

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